

**United States District Court**  
***Southern District of Georgia***  
Savannah Division

Kenneth Waithe and Linda  
Waithe,

vs.

Arrowhead Clinic, Inc., et al.,

)  
)  
) CASE NUMBER : CV 409-21  
)  
)

NOTICE

You are hereby notified that a motion for summary judgment was filed by : defendants'  
Robert D. Stein, Legal Counsel, Inc., on 6/22/11 . The motion will be submitted  
for decision by the Court pursuant to the local rules. Unless you file for and are granted an extension of time to  
respond, all pleadings, affidavits, and other evidence in opposition to this motion for summary judgment MUST be  
filed with the Clerk's office ON OR BEFORE 7/18/11 (24 days).

You need to know that :

1. If you do not timely respond to this motion for summary judgment, the consequence may be that the Court will deem the motion unopposed, and the Court may enter judgment against you.
2. If your opponent's Statement of Material Facts sets forth facts supported by evidence, the Court may assume that you admit all such facts unless you oppose those facts with your own Statement of Material Facts which also sets forth facts supported by evidence. Also, your opponent may use its Statement of Material Facts to show that there is insufficient evidence to support your claims or defenses.
3. If a summary judgment motion is properly supported, you may not rest on the allegations in your pleadings alone. To oppose a properly supported motion for summary judgment, you will probably need to rebut it with admissible evidence.
4. You have a right to file affidavits or other material in opposition to the motion for summary judgment.
5. Federal Rule of Civil Procedure 56 governs summary judgment motions. You should consult this rule as well as the Local Rules for the Southern District of Georgia, especially Local Rule 56.1.
6. **Pursuant to Rules 5 & 6 of the Federal Rules of Civil Procedure, a response is due within 21 days of service, if proper service was made by hand delivery.**

IF YOU DO NOT RESPOND AS DIRECTED IN THIS NOTICE, THE COURT MAY ENTER A FINAL JUDGMENT AGAINST YOU WITHOUT A FULL TRIAL OR ANY OTHER PROCEEDINGS.

I certify that this 23rd day of June, 2011, a correct copy of this notice was forwarded by United States Mail to all parties affected by this motion at the addresses appearing of record in this case.

SCOTTE L. POFF, CLERK

BY :

DEPUTY CLERK

